CLASSIFICATION OFFICE DECISION

Title of publication:	051b4622.jpg
Other known title(s):	Not stated
OFLC ref:	1400032.008
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	20 February 2014
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	20 February 2014

Summary of reasons for decision:

The computer image file is deemed objectionable because it promotes and supports the exploitation of children for sexual purposes.

The file contains an image of a girl being sexually violated by an adult man. Her naked genitals are also part of the depiction. The purpose of the material is to arouse adults with a sexual interest in children. The availability of the image is likely to encourage this sexual interest and perpetuate the idea that children may be used for adult sexual gratification. The effect is to encourage the sexual exploitation of children.

The classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.